48

HIGH COURT OF CHHATTISGARH, BILASPUR

W.P.(S) No. 6175 of 2007

PETITIONER Maheshwar Singh Jaisindhu, s/o Shri Lachan Singh Jaisindhu, aged about 39 years, occupation Upper Division Teacher posted at Government High School, Sihawa, Distt. Dhamtari (C.G).

Versus

RESPONDENTS

1. State of Chhattisgarh, through the Secretary, Tribal Welfare, D.K.S. Bhawan, Mantralaya, Raipur (C.G).
2. Commissioner, Tribal Welfare, Ravishanker University Campus, Raipur (C.G)
3. Assistant Commissioner, Tribal Welfare, Collectorate Campus, Dhamtari, Distt. Dhamtari (C.G).

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUION OF INDIA

Appearance:

Smt. Hamida Siddiqui, counsel for the petitioner.

Ku. Sunita Jain, Panel Lawyer appears for the State/ Respondents on advance copy.

ORAL ORDER
(17.10.2007)

SUNIL KUMAR SINHA, J.

Heard on admission.

Learned counsel for the petitioner argues that the petitioner is working on the post of Upper Division Teacher and in the gradation list published on 01.4.2007, the name of the petitioner finds place at Serial No.38 whereas according to the learned counsel for the petitioner, the seniority of the petitioner has to be fixed just above Serial No.5 i.e., above the name of Minesh Agrawal.

Learned counsel for the petitioner submits in this regard, a representation has already been submitted vide Annexure P-5 on 23.5.2007 but no decision has been taken on the said

that the respondents be directed to dispose of the representation filed by the petitioner or he may be directed to file a fresh representation for correction of the gradation list. This limited prayer made by learned counsel for the petitioner is not opposed by learned counsel for the State.

The same is allowed.

This petition is disposed of with a direction that the petitioner, if so advised, may file a fresh representation along-with a copy of this order as also a copy of the writ petition filed before this Court within a period of 3 weeks from today and if such a representation is filed, the same shall be decided in an objective manner by the concerned authority at the earliest, as according to the learned counsel for the petitioner, the promotions are to take place in the department and if the same is disposed of after the promotion, it may affect the future career of the petitioner.

With the aforesaid observation, this petition stands finally disposed off.

Sd/-
Sunil Kumar Sinha
Judge

Rao